COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

DATE: January 31, 2002

OFFICE CORRESPONDENCE FILE:

FROM: RICHARD L. CASTRO, COMMANDER
TRAINING DIVISION

TO: TERENCE P. JUDGE, CAPTAIN
PALMDALE STATION

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS AND RECOMMENDATIONS NON-HIT SHOOTING, JULY 23, 2001, IAB REVIEW #2041062**

The purpose of this memo is to notify you of the review committee's findings and recommendations concerning the use of force incident which occurred on July 23, 2001.

The Committee met on January 31, 2002, and consisted of myself, Commander David Betkey (Commander of the Department) and Commander Patrick Mallon (Commander of the Department). The Committee determined that the use of force by Deputy Frank Rothe #[redacted] was within Department policy. **Please advise the deputy of this finding.**

The Committee further directed the Unit Commander conduct a tactical debriefing with the involved deputies, and give consideration to further tactical training for Deputy Rothe.

RLC:KRK:kk

TABLE OF CONTENTS

Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date: 07/23/01	Bureau/Station/Facility: Palmdale Station / F.O.R. I	Admin. Invest.? ☐	Hit? ☐

Incident Information

URN: 401-10523-2665-057

Date: 07/23/01

Time: 2232 hours

City or Station: Littlerock

Location: 80th St. East, 1/4 mile s/o Pearblossom Hwy

Nature of Incident: Deputies went in pursuit of a vehicle being driven recklessly. Suspect drove to dead end of street which had changed from asphalt to dirt. Suspect reversed direction, driving at deputies who had stopped. Deputy Rothe fired 8 rounds at vehicle in self-defense.

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, (Rural), School, (Street), Other: ______

Lighting (*circle only one*): (Darkness), Daylight, Other, Street Lights

Weather (*circle only one*): (Clear), Cloudy, Fog, Rain

Distance: 20-50 feet

Incident Type (*circle one or more*): Accidental, Armed Person, (Fleeing Suspect), Foot Pursuit, Gun Take Away, (Moving Vehicle), Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, (Vehicle Pursuit), Warrant Service, Other: ______

Initiated by (*circle only one*): Arrest Warrant, Call, Observation, One Person Unit, Other, Search Warrant, (Two Person Unit)

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, (Routine Patrol)

Total # of Shots Fired by Deputy: 8

Total # of Shots Fired by Suspect: 0

Aero Unit? ☒ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
[redacted]	Vito	Stephen	M.	EM (PM) Day	(Regular) Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name		First Name	M.I.
[redacted]	FW/34 DOB [redacted]	[redacted]	
Street Address [redacted]	City [redacted]	Zip [redacted]	Work Ph [redacted]
[redacted]	MW/34 DOB [redacted]	[redacted]	
Street Address [redacted]	City [redacted]	Zip [redacted]	Work Ph [redacted]
[redacted]	FW/58 DOB [redacted]	[redacted]	
Street Address [redacted]	City [redacted]	Zip [redacted]	Work Ph [redacted]

Supervisors

Employee #	Last Name	First Name	M.I.	(*circle one or more*)
[redacted]	Hill	Russell	A.	(On Duty), Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Sauer	David	R.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Burton	Vincent	G.

PSTD Use Only

SH # SH 2041062

Officer Involved Shooting

URN: 401-10523-2665-057

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
07/23/01	2350 hours	008/22/01	

Employee #	Last Name	First Name	M.I
[redacted]	Johnson	Greg	H.
[redacted]	Porlier	Clay	S.
[redacted]	Berg	Michael	R.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S-1	E-1	OV					NN	--
S-1	V-2	OV					NN	--
E-1	S-1	FH	BR	9	Y	Y	NN	--

Officer Involved Shooting
Involved Employee Information

URN: 401-10523-2665-057

Involved Employee

E 1

Employee # [redacted]	Last Name Rothe		First Name Frank	M.I. A.
Sex: M Race: White	Rank : Deputy	Unit Assignment: Palmdale Station	Work Assignment (Unit #, Module, etc.): 266A	
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:	
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #	Interviewed? ☒
Hrs of sleep prior to shooting: 6	Duty [redacted]	Clothing (*circle only one*): Plain Clothes no Vest / Raid Jacket w/ Vest / Plain Clothes w/ Vest / Uniform no Vest / Raid Jacket no Vest / Uniform w/ Vest	Other Factors: Deputy Rothe worked overtime on dayshift from 0700-1430.	
Age: [redacted] Height: 6'01"	Weight: 205 lbs.			
Range Qualification Date: [redacted]		PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? ☒	Number of Prior Shootings: 1
Field Training Officer Emp # [redacted]	Last Name [redacted]		First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]		First Name [redacted]	M.I. [redacted]

E __

Employee #	Last Name		First Name	M.I.
Sex: Race:	Rank :	Unit Assignment:	Work Assignment (Unit #, Module, etc.):	
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:	
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #	Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest / Raid Jacket w/ Vest / Plain Clothes w/ Vest / Uniform no Vest / Raid Jacket no Vest / Uniform w/ Vest	Other Factors:	
Age: Height:	Weight:			
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐	Number of Prior Shootings:
Field Training Officer Emp #	Last Name		First Name	M.I.
Field Training Officer Emp #	Last Name		First Name	M.I.

E __

Employee #	Last Name		First Name	M.I.
Sex: Race:	Rank :	Unit Assignment:	Work Assignment (Unit #, Module, etc.):	
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:	
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #	Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest / Raid Jacket w/ Vest / Plain Clothes w/ Vest / Uniform no Vest / Raid Jacket no Vest / Uniform w/ Vest	Other Factors:	
Age: Height:	Weight:			
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐	Number of Prior Shootings:
Field Training Officer Emp #	Last Name		First Name	M.I.
Field Training Officer Emp #	Last Name		First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 401-10523-2665-057

Suspect Information

S 1

Last Name UNKNOWN	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: M Race: White	Street Address:		City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:		Driver's License #:
Age: 20's D.O.B.	Height: Weight:	FBI #		CII #
Booking #	Primary Charge:		Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐		Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐		Criminal History? ☐
Vehicle Make Older smaller blue pick-up with lumber rack		Model:		Year:

S __

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:		City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:		Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #		CII #
Booking #	Primary Charge:		Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐		Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐		Criminal History? ☐
Vehicle Make		Model:		Year:

S __

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:		City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:		Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #		CII #
Booking #	Primary Charge:		Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐		Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐		Criminal History? ☐
Vehicle Make		Model:		Year:

S __

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:		City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:		Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #		CII #
Booking #	Primary Charge:		Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐		Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐		Criminal History? ☐
Vehicle Make		Model:		Year:

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name	First Name	M.I.		
[redacted] MW/87 DOB [redacted]	[redacted]	[redacted]		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
[redacted]	[redacted]	[redacted]	[redacted]	
Last Name	**First Name**	**M.I.**		
[redacted] FW/ elderly	[redacted]			
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
[redacted]	[redacted]	[redacted]	[redacted]	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	
Last Name	**First Name**	**M.I.**		
Street Address	**Zip Code**	**Work Ph**	**Home Ph**	